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Date: August 30, 2005

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Message:

Serial No.: 10/051,662

In reference to Applicant: Rodriguez, et al.

Filed: January 18, 2002

For: Prevention of Ovarian Cancer by Administration of a Vitamin D Compound.

Group Art Unit: 1614

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Serial No.: 10/051,662

AUG 30 2005

Our File No. 31140-B

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Rodriguez, et al.

Serial No.: 10/051662

Filed: January 18, 2002

For: Prevention of Ovarian Cancer by
Administration of a Vitamin D Compound

Examiner: R. Cook

Group Art Unit: 1614

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450AMENDMENT AND RESPONSE

Applicants submit this response to the Office communication dated August 1, 2005. Applicants' undersigned counsel apologizes for not keeping the prior restriction requirement and election in mind when advising Dr. Rodriguez.

Based on the prior election, applicants withdraw claims 77, 85, 86, 88, 91-111, 126, 140-141, 146 and 148. Applicants also amend claims 112, 114, 115, 123, 127 and 147 to bring them within the election from the restriction requirement. Dr. Rodriguez was not reminded of the prior election by his counsel when drafting the set of claims submitted on June 27, 2005.

The pending claims are claims 75, 76, 78-84, 87, 89-90, 112-125, 127-139, 142-145, 147 and 149-153. Applicants request consideration of allowance of the pending claims. Applicants also would welcome the opportunity to interview the case with the Examiner again.

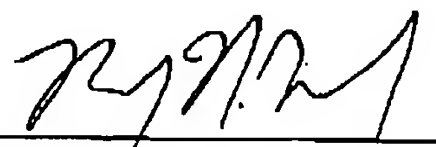
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Dated: August 30, 2005


Raymond N. Nimrod